

**BEFORE  
THE PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA  
DOCKET NO. \_\_\_\_\_**

Application of Combined Public Communications, LLC   )  
For a Certificate of Public Convenience and Necessity   )  
to Provide Intrastate Resold Institutional                   )  
Telecommunications Services and for Alternative           )  
Regulation Within the State of South Carolina           )

**MOTION FOR PROTECTIVE TREATMENT AND  
BASIS FOR FILING EXHIBIT AS TRADE SECRET**

Combined Public Communications, LLC ("CPC" or "Applicant"), by its attorneys and pursuant to S.C. Code Ann. § 39-8-10, *et seq.*, Commission Order No. 2005-226, and all other applicable rules, statutes and regulations, hereby files this Motion for Protective Treatment ("Motion"). By this Motion, the Applicant seeks protective treatment by the Public Service Commission of South Carolina ("Commission") of certain commercially-sensitive financial statements filed as a trade secret and attached as ***Exhibit C*** to the Application for Authority to resell intrastate specialized inmate telecommunications services within the State of South Carolina ("Application"). Because this Motion is an inseparable part of the Application, it is being filed concurrently with the Application.

In support of this Motion, the Applicant provides the following:

1. The exact legal name, address and telephone number of the Applicant is:

Combined Public Communications, LLC  
100 Aqua Drive  
Cold Spring, KY 41076  
Telephone: (859) 547-5441  
Facsimile: (859) 781-0087  
Toll Free: (888) 843-1972

2. Correspondence or communications regarding this Motion should be addressed to:

Frank R. Ellerbe III  
Sowell Gray Robinson Stepp & Laffitte, LLC  
PO Box 11449  
Columbia, SC  
Telephone: (803) 227-1112  
Facsimile: (803) 744-1556  
Email: [fellerbe@sowellgray.com](mailto:fellerbe@sowellgray.com)

with a copy to:

Sharon Warren, Consultant to Combined Public Communications, LLC  
Technologies Management, Inc.  
151 Southhall Lane, Suite 450  
Maitland, Florida 32751  
Telephone: (407) 740-3005  
Email: [swarren@tminc.com](mailto:swarren@tminc.com)

**I. Description of Confidential Information.**

3. The Application requires CPC to disclose evidence of financial fitness through the submission of documentation of its financial resources and ability to provide the requested service. In conformity with this requirement, the Applicant submits its unaudited financial statements. These documents contain highly confidential and strictly proprietary information, the public disclosure of which may result in direct, immediate and substantial harm to the competitive position of Combined Public Communications, LLC and the Application in South Carolina and elsewhere.

**II. Grounds for Claim of Confidentiality.**

4. Applicant is presently immune from a legal obligation to prepare or submit financial statements, or any other financial information, to any public entity. As such, statements attached as *Exhibit C* to the Application are not readily available to persons external to Applicant.

5. Because the financial statements submitted by Applicant in support of the Application contain confidential and commercially-sensitive information from which its

competitors may derive economic value, Applicant seeks to protect such material from public disclosure. Applicant derives independent economic value from the fact that significant, detailed and proprietary information regarding their financial structure and current financing activities is unknown to its competitors. As such, the financial statements are a “trade secret” as that term is used in South Carolina Trade Secrets Act. S.C. Code Section 39-8-20(5). Given this fact, the disclosure of this information could provide existing and potential competitors, including local exchange and interexchange carriers that compete for inmate services contracts in South Carolina, as well as in other states in which Applicant provides or intends to provide telecommunications service, with an unfair and undeserved competitive advantage.

6. Applicant clarifies herein that its request for protection applies only to the financial statements attached as *Exhibit C* to the Application. Applicant is not seeking protection of any type for those reports Applicant is required to file with the Office of Regulatory Staff (“ORS”) should the relief sought in the Application be granted: the Annual Report Form, Gross Receipts Report, and Universal Service Fund Worksheet.

### **CONCLUSION**

7. The financial information included in support of Applicant's Application, for which Confidential Treatment is sought, is both proprietary and competitively sensitive. The substantial and direct harm that could be caused to Applicant as a result of disclosure is real and not speculative. Moreover, to date, no other jurisdiction or governmental agency has required Applicant to make this information available to the public. For all these reasons, the projected financial statements attached as *Exhibit C* to the Application should be protected from public disclosure the Commission.

WHEREFORE, Combined Public Communications, LLC respectfully requests that the South Carolina Public Service Commission grant this Motion for Protective Treatment with respect to the financial statements attached as ***Exhibit C*** to the Application of Combined Public Communications, LLC to resell intrastate specialized inmate telecommunications services within the State of South Carolina and filed under seal as Confidential in this proceeding.

Dated this 10<sup>th</sup> day of August, 2017.

s/Frank R. Ellerbe, III

Frank R. Ellerbe, III  
Sowell Gray Robinson Stepp & Laffitte, LLC  
PO Box 11449  
Columbia, SC 29211  
fellerbe@sowellgray.com

Attorneys for Combined Public Communications, LLC

**BEFORE  
THE PUBLIC SERVICE COMMISSION  
OF SOUTH CAROLINA**

In Application of Wide Voice, LLC for a )  
Certificate of Public Convenience and Necessity to )  
Provide Facilities-based Local Exchange and Resold )  
Long Distance Telecommunications Services, for Flexible )  
Regulation of Local Exchange Services and )  
Alternate Regulation of Long Distance Service Offerings )

---

**EXHIBIT C**

**Financial Statements**

**CONFIDENTIAL & PROPRIETARY  
FILED UNDER SEAL**